

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
BOARD OF TRUSTEES OF THE LOCAL  
295/LOCAL 851 – I.B.T. EMPLOYER  
GROUP PENSION TRUST FUND and the  
BOARD OF TRUSTEES OF THE LOCAL  
295/LOCAL 851 – I.B.T. EMPLOYER  
GROUP WELFARE FUND,

Plaintiffs,

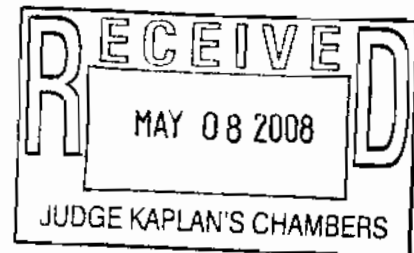
vs.

EMPIRE FREIGHT SYSTEMS CORP.,

Defendant.

**MEMO ENDORSED**

Case No. 08-525 (LAK) (FM)



**MOTION FOR DEFAULT JUDGMENT**

Plaintiffs, the Board of Trustees of the Local 295/Local 851 – I.B.T. Employer Group Pension Trust Fund and the Board of Trustees of the Local 295/Local 851 – I.B.T. Employer Group Welfare Fund, through their counsel, do hereby move for a default judgment under Rule 55(b)(2) of the Federal Rules of Civil Procedure.

Plaintiffs submit herewith: (1) the affidavit of Rachel S. Paster, along with attachments; (2) a statement of damages; (3) the affidavit of Rachel S. Paster in support of an attorneys' fee award; (5) a certificate of service; and (6) a proposed judgment. Plaintiffs seek a monetary award in the amount of \$161,919.87.

DATED: May 7, 2008

CARY KANE LLP

SO ORDERED

LEWIS A. KAPLAN, USDJ

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